

**From:** (b) (6)  
**Sent:** 14 May 2018 20:59:49 +0000  
**To:** (b) (6)  
(CDC  
(GC/  
**Cc:**  
(USA  
**Subject:** RE: AOSI moot  
**Attachments:** 15-974(L), United States, Appellant, Reply Brief, 11-17-17.pdf, p's circuit Brief 2017-11-03.pdf, 15-974(L), United States, Appellant, Brief, 8-4-17.pdf

Hello, all. For tomorrow's 1:00 moot, you can call in to 844.215.6890, conference ID 960841. I'm attaching the briefs if anyone needs them. Thanks.

Ben

(b) (6)  
Assistant United States Attorney  
United States Attorney's Office, Southern District of New York  
86 Chambers Street  
New York, New York 10007  
(b) (6)

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**From:** (b) (6)  
**Sent:** Friday, April 20, 2018 12:02 PM  
**To:** (b) (6)

(GC/  
(GC)  
**Cc:**

**Subject:** RE: AOSI moot

I haven't heard a lot of feedback about these times, so I'm putting it down for Tuesday May 15 at 1:00. Let me know if there are any strong objections. Thanks.

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**From:** (b) (6)  
**Sent:** Friday, April 13, 2018 12:57 PM  
**To:** (b) (6)

(b) (6)  
**Cc:**

**Subject:** RE: AOSI moot

To try to make this available to as many folks as possible, please let me know if the alternative times of Monday May 14 10:30, or Tuesday May 15 1:00, would work for you. Thanks.

**From:** (b) (6)

**Sent:** Thursday, April 12, 2018 2:53 PM

**To:** (b) (6)

**Cc:**

**Subject:** AOSI moot

As I mentioned previously, the court has scheduled argument in this case for May 17 at 10:00 (there's some confusion about the time---it was listed as 3:00 for a bit, and the clerk has been known to change it around, but for now we're assuming 10:00).

I plan to hold a moot on May 14 at 2:30. I will set up a call-in number for anyone who wants to participate from Washington. Not urgent, obviously, but please let me know. Thanks.

(b) (6)

Assistant United States Attorney  
United States Attorney's Office, Southern District of New York  
86 Chambers Street  
New York, New York 10007

(b) (6)

**From:** (b) (6)  
**Sent:** 4 Aug 2017 23:26:51 +0000  
**To:** (b) (6)  
**Cc:**  
**Subject:** RE: AOSI draft brief  
**Attachments:** 15-974(L), United States, Appellant, Brief, 8-4-17.pdf

All,

Attached is the brief as filed. I'll let you know the schedule for the other side's brief, and our reply, as soon as I know. Have a great weekend.

(b) (6)

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**From:** (b) (6)  
**Sent:** Friday, August 4, 2017 11:57 AM  
**To:** (b) (6)  
**Cc:**

**Subject:** RE: AOSI draft brief

All,

I am attaching an all-but-final draft of the brief, and a redline. Thank you all very much for the thoughtful and helpful comments. I have incorporated most of them. The main deviation from that was regarding USAID's suggestion to cut Point II and a smaller point about preexisting organizations. I thought the reasons for those were well-taken, but on balance we decided to keep those points. I'm happy to discuss further if that would be helpful.

I will send this off to the printer some time mid-afternoon, and circulate the final once it's filed. Thanks again.

(b) (6)

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**From:** (b) (6)  
**Sent:** Wednesday, August 2, 2017 9:46 PM  
**To:** (b) (6)  
**Cc:**

(b) (6)

**Subject:** RE: AOSI draft brief

Thanks very much for circulating this draft, which looks good to us. We noted a few comments and suggestions in the attached version, (b) (5) In the meantime, please let us know if you would like to discuss further. Thanks,

(b) (6)

**From:** (b) (6)

**Sent:** Wednesday, August 02, 2017 6:02 PM

**To:** (b) (6)

**Cc:** I

**Subject:** Re: AOSI draft brief

Hi (b) (6),

Thanks so much for your work on this. Please find attached USAID's edits to the briefer. Please don't hesitate to let us know if you have any questions.

Kind regards,  
(b) (6)

On Mon, Jul 31, 2017 at 2:15 PM, (b) (6)

(b) (6) wrote:

All,

Attached is a draft brief in the AOSI case. As you will recall, it's due August 4. Please give me any comments by the close of business Wednesday, August 2. Thanks very much.

(b) (6)

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(b) (6)

Assistant General Counsel for Global Health  
U.S. Agency for International Development

(b) (6)

(b) (6)

**Official - SBU**

**UNCLASSIFIED**

**From:** (b) (6)  
**Sent:** 16 Nov 2017 17:41:53 +0000  
**To:** (b) (6)  
**Cc:**  
**Subject:** RE: AOSI draft reply  
**Attachments:** brf 2017 appeal reply (CK).docx

Thanks very much for putting this together; (b) (5)  
attached version, but please let us know if you would like to discuss any of this further. Thanks,

(b) (6)

**Official - SBU**  
**UNCLASSIFIED**

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**From:** (b) (6)  
**Sent:** Tuesday, November 14, 2017 1:15 PM  
**To:** (b) (6)  
**Cc:**  
**Subject:** AOSI draft reply

All,

Attached is a draft reply brief. The filing is due this coming Friday, Nov. 17. If you have big-picture concerns, I'd appreciate knowing those as soon as possible; please send me any and all comments by the end of Thursday. Thanks in advance.

(b) (6)

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**From:** (b) (6)  
**Sent:** Saturday, November 4, 2017 1:17 AM  
**To:** (b) (6)  
**Cc:**  
**Subject:** AOSI plaintiff's brief

All,

Plaintiffs' appellate brief is attached. I have read it quickly, and I did not see any surprises. Our reply is due Nov. 17, which is very soon. I would appreciate any thoughts if you have them; otherwise I'll prepare a draft reply. Have a good weekend.

(b) (6)

A rectangular grey box redacting the signature of the sender.

**From:** (b) (6)  
**Sent:** 17 Nov 2017 18:39:41 +0000  
**To:** (b) (6)

**Cc:**

**Subject:** RE: AOSI draft reply  
**Attachments:** 15-974(L), United States, Appellant, Reply Brief, 11-17-17.pdf

Here is the reply brief as it was filed. Thanks to you all for your help; have a great weekend; and---as I now have the privilege of saying to some of you for the tenth time---best wishes to you and your families for Thanksgiving.

**From:** (b) (6)  
**Sent:** Tuesday, November 14, 2017 1:15 PM  
**To:** (b) (6)

**Cc:**

**Subject:** AOSI draft reply

All,

Attached is a draft reply brief. The filing is due this coming Friday, Nov. 17. If you have big-picture concerns, I'd appreciate knowing those as soon as possible; please send me any and all comments by the end of Thursday. Thanks in advance.

(b) (6)

**From:** (b) (6)  
**Sent:** Saturday, November 4, 2017 1:17 AM  
**To:** (b) (6)

**Cc:**

**Subject:** AOSI plaintiff's brief

All,



Plaintiffs' appellate brief is attached. I have read it quickly, and I did not see any surprises. Our reply is due Nov. 17, which is very soon. I would appreciate any thoughts if you have them; otherwise I'll prepare a draft reply. Have a good weekend.

(b) (6)